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Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
\$70,000 IN UNITED STATES)
CURRENCY,)
Defendant.)
)
JIMMY DALE LABRANCH,)
)
Claimant.)
)

No. 07-3359 WHA

STIPULATION AND ORDER
RESCHEDULING CASE MANAGEMENT
CONFERENCE CURRENTLY
SCHEDULED FOR JANUARY 24, 2008
TO MARCH 13, 2008

1 The parties agree, subject to the Court's approval, that the case management conference
2 scheduled for Thursday, January 24, 2008 at 11:00 a.m., be rescheduled on Thursday, March 13,
3 2008 at 11:00 a.m. The instant case is currently stayed. *See* Stipulation and Order Staying Case,
4 entered on November 8, 2007.

5 There are a couple of reasons which warrant the requested rescheduling. The
6 undersigned AUSA was on medical leave following open heart surgery on November 19, 2007
7 and returned to work part time on Tuesday, January 22, 2008, when she learned that the AUSAs
8 following her cases overlooked scheduling the CMC in this case and the joint case management
9 statement. In addition, when the undersigned AUSA called counsel for claimant, she learned that
10 he has another court matter scheduled for the same date, January 24, which conflicts with the
11 case management conference. Because of her absence from the office, the undersigned AUSA is
12 asking for the rescheduling as well so that she will have time to speak with the Special Agent
13 who is handling the ongoing, criminal investigation to determine the status of that investigation
14 since the Special Agent filed a declaration under seal to support the parties' agreement to stay the
15 instant case.

16 IT IS SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

17 Dated: January 23, 2008

18 /s/
PATRICIA J. KENNEY
Assistant United States Attorney
Attorney for the United States

19 Dated: January 23, 2008

20 /s/
PETER A. LEEMING
Attorney for Claimant Jimmy Dale Labranch

21
22 PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED ON THIS _____
23 OF JANUARY, 2008.

24
25 HONORABLE WILLIAM H. ALSUP
26 United States District Judge
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